

REGIS CONTRACTING, INC.

CONTRACT NO. V101AC0091

VABCA-6461

VA MEDICAL CENTER
EAST ORANGE, NEW JERSEY

Carol A. Sigmond, Esq., New York, New York, for the Appellant.

Kenneth B. MacKenzie, Esq., Trial Attorney; *Charlma J. Quarles, Esq.*, Deputy Assistant General Counsel; and *Phillipa L. Anderson, Esq.*, Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

ORDER ENTERING JUDGMENT

1. In the captioned appeal, the Department of Veterans Affairs and Appellant have filed with the Board a JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT and a STIPULATION OF SETTLEMENT. Execution of the Joint Motion was completed on December 5, 2000.
2. In the Joint Motion the parties state that "the issue which is the subject of this appeal has been amicably resolved". Accordingly, the parties jointly move the Board for Judgment, in accordance with the terms of the attached Stipulation, in favor of Regis Contracting, Inc. (Regis), in the amount of \$73,280, which does not include interest. Interest will be paid in accordance with the Contract Disputes Act of 1978, 41 U.S.C. § 601-613, commencing February 28, 2000, the date the contracting officer received Appellant's certified claim. Additionally, Regis waives any right it may have to make any claim for recovery of attorney fees and expenses under the Equal Access to Justice Act.

3. Inasmuch as the parties have reached agreement in this appeal, their request is GRANTED. The Appellant is found entitled to the payment of \$73,280 plus interest, but not attorney fees, pursuant to the terms and conditions of the SETTLEMENT AGREEMENT entered into by the parties and the appeal is hereby dismissed with prejudice.

IT IS SO ORDERED

DATE: **December 8, 2000**

MORRIS PULLARA, JR.
Administrative Judge